

IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE J.M.JAMES

THURSDAY, THE 26TH OCTOBER 2006 / 4TH KARTHIKA 1928

Bail Appl..No. 5941 of 2006()

CRIME NO.489/CR/PKD/2004, CBCID, MALAPPURAM

APPLICANT/ACCUSED NO.1:

SHIHABUDEEN, S/O. MAMMEN,
UDINIKOTTIL HOUSE, MARANCHERY, PONNANI.

BY ADV. SRI.P.VIJAYA BHANU
SRI.PRASUN.S

RESPONDENTS: COMPLAINANT:

STATE OF KERALA,
REPRESENTED BY PUBLIC PROSECUTOR,
HIGH COURT OF KERALA, ERNAKULAM REPRESENTING
C.B.C.I.D., MALAPPURAM.

BY PUBLIC PROSECUTOR, SRI.JAI GEORGE

THIS BAIL APPLICATION HAVING COME UP FOR ADMISSION
ON 26/10/2006, THE COURT ON THE SAME DAY PASSED THE
FOLLOWING:

J.M.JAMES, J.

B.A. No. 5941 of 2006

Dated this the 26th day of October, 2006

O R D E R

The petitioner is the first accused in Crime No.489/CR/PKD/2004, CBCID, Malappuram, for the offence punishable under Sections 419 and 511 of 420 I.P.C., read with Section 34 of the Indian Penal Code.

2. The allegation against the petitioner and another is that, the petitioner, the first accused, has contacted the Secretary of the Sheik of Abudabhi, impersonating himself as the Central Minister and also requesting to arrange a visa for his brother, the second accused. On suspicion, the office of the Sheik of Abudabhi, contacted the concerned Central Minister and found that the petitioner was trying to cheat the Ministry of U.A.E. Therefore, on complaint from the Personal Secretary of the Central Minister of Government of India, the crime has been registered and investigation was proceeded against accused Nos.1 and 2.

3. The second accused was arrested on 04/03/2005. The first accused approached this Court for an anticipatory bail. It

was declined. Therefore, he has surrendered before the Investigating Officer on 26/09/2006, and on production before the Chief Judicial Magistrate, Manjeri, he was remanded and is in judicial custody, thereafter.

4. Considering the submissions made by either side, I grant bail to the petitioner and release him from jail, imposing the following conditions:-

i. The petitioner shall execute a bond for Rs.25,000/-, with two solvent sureties each for the like sum, to the satisfaction of the Chief Judicial Magistrate, Manjeri.

ii. The petitioner shall report before the Investigating Officer, as and when required, till the completion of the trial and final disposal of the case, by the competent court of law.

(J.M.JAMES)
Judge

ms